



IF W/Dax  
(S)  
PATENT

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

In re Application of: : Alexander Kosyachkov  
For : COMPOSITE SPUTTER TARGET AND  
PHOSPHOR : DEPOSITION METHOD  
Serial No. : 10/736,255  
Filed : December 15, 2003  
Art Unit: : 2871  
Confirmation No. : 6424  
Our Docket : SMBZ 2 01015

SUBMISSION TO CORRECT ERROR IN SMALL ENTITY STATUS  
UNDER 37 C.F.R. SECTION 1.28(c)

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Applicant submits that the Small Entity status for the above-referenced application was established in error. The status as a Small Entity was established in good faith and the associated fees were paid in good faith. Applicant encloses herewith the itemization requirements of paragraphs (c)(1) and (c)(2) of 37 C.F.R. Section 1.28 and the deficiency payment required of paragraph (c)(2). As such, applicant requests that the error in Small Entity status be excused.

TYPE OF FEE	Small Entity Fee Actually Paid	Date Paid	Large Entity Fee (Current)	Deficiency Owed
Total Claims	42 x \$09 = \$378.00	12/15/2003	42 x \$18 = \$ 756.00	\$378.00
Independent Claims	01 x \$43 = \$ 43.00	12/15/2003	01 x \$86 = \$ 86.00	\$ 86.00
Basic Fee	\$385.00	12/15/2003	\$ 770.00	\$385.00
<b>TOTAL</b>	<b>\$806.00</b>	<b>12/15/2003</b>	<b>\$1,612.00</b>	<b>\$806.00</b>

06/01/2004 MGE BREM1 00000025 10736255

01 FC:1001  
02 FC:1202  
03 FC:1201

770.00 OP  
756.00 OP  
86.00 OP

CERTIFICATE OF FIRST CLASS MAILING

I hereby certify that this paper and/or fee is being deposited with the United States Postal Service as First Class Mail service and is addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Cathryn Terchek

Date: May 26 2004

A check in the amount of \$ 806.00 to cover the deficiency owed in the filing fee is enclosed.

Applicant submitted a Response to Notice to File Missing Parts of Application Under 37 CFR 1.53(b) on April 15, 2004. A check in the amount of one hundred and thirty dollars (\$130.00) was enclosed to cover the surcharge required for a non-small entity under 37 CFR 1.16(e).

The Commissioner is authorized to charge any fee overpayment or fee deficiency in this matter to Deposit Account No. 06-0308.

Respectfully submitted,

FAY, SHARPE, FAGAN,  
MINNICH & MCKEE, LLP

Date: \_\_\_\_\_

*May 26, 2004*

*Joseph E. Waters*  
\_\_\_\_\_  
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